

EXHIBIT C

5/17/2023

CLERK OF THE SUPERIOR COURT
SAN MATEO COUNTY

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Electronically
FILED

By Superior Court of California, County of San Mateo

ON 05/22/2023

By /s/ Torres, Jennifer

Deputy Clerk

Attorneys for Respondent
COUNTY OF SAN MATEO

Exempt from filing fees pursuant to Government Code § 6103

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF SAN MATEO

UNLIMITED JURISDICTION

YAN HE, an individual and successor in
interest to the ESTATE OF BRIAN PAN,

Petitioner,

vs.

COUNTY OF SAN MATEO, a public entity;
CHILD PROTECTIVE SERVICES OF SAN
MATEO, a public entity; CHILDREN AND
FAMILY SERVICES OF COUNTY OF SAN
MATEO, a public entity; and DOES 1 through
50, inclusive.

Respondents.

Case No.: 23-CIV-01641

**JOINT STIPULATION AND [PROPOSED]
ORDER UNDER GOVERNMENT CODE
SECTION 946.6 RELIEVING
PETITIONER OF THE REQUIREMENTS
OF GOVERNMENT CODE SECTION
945.4**

**JOINT STIPULATION AND [PROPOSED] ORDER
GRANTING PETITIONER YAN HE'S SECTION 946.6 PETITION**

Petitioner YAN HE (“Petitioner”) and Respondent COUNTY OF SAN MATEO (together with Petitioner, the “Parties”), through their respective undersigned counsel, hereby stipulate to the following:

1. On April 12, 2023, Petitioner filed a Petition for Order from Relief from Claim Statute Under Govt. Code § 954.4 Pursuant to Govt. Code § 946.6 (“Petition”), along with supporting materials.
2. Having considered the Petition and the supporting materials filed therewith, which includes additional materials which became available to Petitioner that were not included with the initial Application for Permission to Present Late Claim that was submitted to the County of San Mateo on or about August 23, 2022, Respondent has decided not to oppose the Petition.
3. The Parties agree that, based on the Petition and supporting materials filed therewith, the Court should enter an Order under Government Code section 946.6 relieving Petitioner of the requirements of Government Code section 945.4 (“Order”). Petitioner shall file the complaint (“Complaint”) in the resulting suit within thirty days of entry of the Court’s Order in accordance with Government Code section 946.6(f).
4. The Parties further stipulate that: (a) that Respondent will accept electronic service of the Complaint and accompanying summons, on behalf of itself, and its Children and Family Services division and Child Protective Services program, if they are named as separate parties, provided that an electronic copy is emailed by Petitioner’s counsel to both of the following addresses: dsilberman@smcgov.org and kpaszek@smcgov.org; and (b) Respondent will file and serve its response to the Complaint (on behalf of itself and its and its Children and Family Services division and Child Protective Services program, if they are named as separate parties) within 75 calendar days of service of the Complaint, subject to any further extensions that may be agreed upon by the Parties and/or ordered.
5. The Parties further stipulate that, subject to any further extensions that may be agreed upon by the Parties and/or ordered: (a) Petitioners and Respondent will file in the new

**JOINT STIPULATION AND [PROPOSED] ORDER
GRANTING PETITIONER YAN HE’S SECTION 946.6 PETITION**

1 matter Petitions for Disclosure of Juvenile Case Files, as required by Welfare &
2 Institutions Code section 827, within 75 calendar days of the service of the Complaint;
3 and (b) the Parties will not serve any discovery in the new matter on any information
4 subject to protection under Welfare & Institutions Code section 827 until the
5 aforementioned Petitions for Disclosure of Juvenile Case Files are heard and decided.

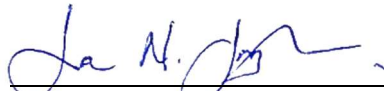
6 6. By so stipulating, Respondent does not waive any rights or admit any liability with regard
7 to the merits of Petitioner's underlying claims.

8 IT IS SO STIPULATED.

9 DATED: May 17, 2023

Respectfully Submitted,

10 SANJIV N. SINGH, A PROFESSIONAL LAW
11 CORPORATION

12 

13 Sanjiv N. Singh, Esq.

14 INDRAJANA LAW GROUP, A PROFESSIONAL
15 LAW CORPORATION

16 

17 Michael B. Indrajana, Esq.

18 Attorneys for Petitioner YAN HE, an individual and
19 successor in interest to the ESTATE OF BRIAN
20 PAN

21 DATED: May 17, 2023

SAN MATEO COUNTY COUNSEL'S OFFICE

22 

23 Kristina Paszek, Esq.
24 Lead Deputy County Counsel
25 County of San Mateo
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[PROPOSED] ORDER UNDER GOVERNMENT CODE SECTION 946.6 RELIEIVING PETITIONER OF THE REQUIREMENTS OF GOVERNMENT CODE SECTION 945.4

Pursuant to the Joint Stipulation of the Parties and Based on the Petition for Order from Relief from Claim Statute Under Govt. Code § 954.4 Pursuant to Govt. Code § 946.6 filed on April 12, 2023, IT IS ORDERED THAT:

1. Good cause having been shown, Petitioner is hereby relieved from the requirements of Government Code section 945.4.
2. Petitioner shall file the complaint ("Complaint") in the resulting suit within thirty days of entry of this Order in accordance with Government Code section 946.6(f).
3. Respondent shall accept electronic service of the Complaint and accompanying summons, on behalf of itself, and its Children and Family Services division and Child Protective Services program, if they are named as separate parties, provided that an electronic copy is emailed by Petitioner's counsel to both of the following email addresses: dsilberman@smcgov.org and kpaszek@smcgov.org. Respondent shall file and serve its response to the Complaint within 75 calendar days of service of the Complaint, subject to any further extensions that may be agreed upon by the Parties and/or ordered.
4. Subject to any further extensions that may be agreed upon by the Parties and/or ordered, Petitioners and any Respondent shall file in the new matter Petitions for Disclosure of Juvenile Case Files, as required by Welfare & Institutions Code section 827, within 75 calendar days of the service of the Complaint and the Parties shall not serve any discovery on any information subject to protection under Welfare & Institutions Code section 827 in the new matter until the aforementioned Petitions for Disclosure of Juvenile Case Files are heard and decided.

IT IS SO ORDERED.

Electronically

SIGNED

By /s/ Healy, Nicole

05/22/2023

Dated: _____

Hon. [_____]
Superior Court of California County of
San Mateo Judge

**JOINT STIPULATION AND [PROPOSED] ORDER
GRANTING PETITIONER YAN HE'S SECTION 946.6 PETITION**

PROOF OF SERVICE

YAN HE, an individual and successor in interest to the ESTATE OF BRIAN PAN, vs. COUNTY OF SAN MATEO, a public entity; et al. San Mateo County Superior Court No. 23-CIV-01641

I do hereby declare that I am a citizen of the United States employed in the County of San Mateo, over 18 years old and that my business address is 400 County Center, Redwood City, California. I am not a party to the within action.

On May 17, 2023, I served the following document(s):

JOINT STIPULATION AND [PROPOSED] ORDER UNDER GOVERNMENT CODE SECTION 946.6 RELIEVING PETITIONER OF THE REQUIREMENTS OF GOVERNMENT CODE SECTION 945.4

on all other parties to this action by placing a true copy of said document(s) in a sealed envelope in the following manner:

- ☐ (BY U.S. MAIL) by placing a true copy of said document(s) in a sealed envelope(s) addressed as shown below for collection and mailing at Redwood City, California following our ordinary business practices. I am readily familiar with this office's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
- ☐ (BY OVERNIGHT DELIVERY) by placing a true copy of said document(s) in a sealed envelope(s) addressed as shown below for collection and delivery by an overnight delivery carrier with delivery fees paid or provided for in accordance with this office's practice. I am readily familiar with this office's practice for processing correspondence for delivery the following day by an overnight delivery carrier.
- ☒ (BY E-MAIL OR ELECTRONIC TRANSMISSION) Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the e-mail address shown below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.
- ☐ (BY FACSIMILE TRANSMISSION) by telefaxing a true copy of said document(s) at ____, __m. on the date stated above to the addressee(s) and number(s) shown below. A transmission report was properly issued by the transmitting facsimile machine and is attached hereto. The transmission was reported as completed and without error.
- ☐ (BY PERSONAL SERVICE) I caused such envelope(s) to be hand-delivered to the addressee(s) shown below. A proof of service signed by the authorized courier will be filed forthwith.
- ☒ (STATE) I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.
- ☐ (FEDERAL) I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

Deborah Rosas

Deborah Rosas

PROOF OF SERVICE

NAME AND ADDRESS OF EACH PERSON TO WHOM SERVICE WAS MADE

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